

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

Ryan Sweeney et al.,

Plaintiffs,

vs.

Nationwide Mutual Insurance Company et al.,

Defendants.

Case No. 2:20-cv-1569

Judge Sarah D. Morrison

Magistrate Judge Chelsey M. Vascura

**JOINT MOTION TO STAY CASE DEADLINES FOR PURPOSES OF MEDIATION**

Plaintiffs and Defendants have met and conferred and respectfully request a 60-day stay of the existing case deadlines for purposes of mediation. In support of their request, the Parties state as follows:

1. On October 16, 2023, Plaintiffs served Defendants with a settlement demand.
2. Following service of Plaintiffs' demand, the Parties discussed the potential for settlement and agreed to engage in further negotiations.
3. The Parties are currently in the process of identifying a mediator who may help facilitate their negotiations.
4. In the meantime, in order to focus their energies on settlement and avoid unnecessary expenditure of resources in the event the matter is successfully resolved, the Parties believe it is in their mutual best interest (and that of the proposed class) to briefly stay the matter for 60 days.<sup>1</sup>

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<sup>1</sup> In the absence of a stay, the parties would need to engage experts and serve expert reports before the January 25, 2024 expert report deadline. In addition, Defendants would need to serve further written discovery responses and produce additional documents, the parties would need to proceed with at least one additional deposition, and the parties would also need to work through remaining discovery disputes (and potentially engage in further discovery motion practice).

5. This request is made in good faith for purposes of settlement and mediation, and is not intended to unnecessarily delay the proceedings. In light of the upcoming holidays and the time necessary to engage a mediator and complete their negotiations, the parties believe the requested 60-day stay is reasonable and appropriate.

Accordingly, the parties respectfully request that the Court grant the requested stay and modify the existing scheduling Order (ECF 157) as follows:

Event	Current Deadline (ECF 157)	Proposed Deadline
Fact Discovery	December 11, 2023	February 9, 2024
Primary Expert Reports	January 25, 2024	March 25, 2024
Rebuttal Expert Reports	February 26, 2024	April 26, 2024
Expert Discovery	March 27, 2024	May 27, 2024
Dispositive Motions	April 26, 2024	June 25, 2024
Settlement Conference	June 2024	August, 2024

Dated: December 6, 2023

Respectfully submitted,

/s/ Kai H. Richter

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 6, 2023, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

*/s/ Kai H Richter*

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*Counsel for Plaintiffs*